

STATEMENT OF PURPOSE

RS23526

The purpose of this legislation is to amend existing law to provide an alternative for irrigation districts to obtain approval to incur debt for mitigation and recharge purposes through a judicial examination process. Presently, Section 43-322 Idaho Code authorizes irrigation districts to incur debt only after holding an election. Elections can only be held certain times during the year, posing a significant challenge for irrigation districts to participate in mitigation measures requiring immediate funding. A new section in the Idaho Code 43-322A would provide that an irrigation district's board may pass a resolution to incur debt for mitigation or recharge by two-thirds majority and thereafter file a petition for judicial examination before the district court seeking an order approving and confirming the irrigation district's actions.

FISCAL NOTE

Enactment of this legislation will not have a negative impact upon the state's General Fund or other state or local funds.

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